# UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT CHATTANOOGA

UNITED STATES OF AMERICA	)
	)
v.	)
	) Mag. No. 1:12-mj-286
JAIME MANCILLA SOBERANIS	)

#### MEMORANDUM AND ORDER

In accordance with Rules 5 and 5.1 of the Federal Rules of Criminal Procedure and in accordance with the Bail Reform Act, 18 United States Code § 3142(f), the preliminary hearing was held in this action on September 17, 2012. Those present at the hearing included:

- (1) AUSA Anne Marie Svolto for the United States of America.
- (2) The defendant, JAIME MANCILLA SOBERANIS.
- (3) Attorney Clay Whittaker for defendant.
- (4) DEA Special Agent Derrick Brown.
- (5) Deputy Clerk DeAndra Hinton.
- (6) Court Reporter Elizabeth Coffey.

Upon being sworn, the defendant was informed or reminded of his privilege against self-incrimination accorded him under the 5th Amendment to the United States Constitution.

The defendant acknowledged he had received a copy of the Criminal Complaint. It was determined defendant, through a Spanish interpreter, was able to understand these proceedings.

Defendant waived his detention hearing at a previous hearing.

### Preliminary Hearing - Proof

AUSA Svolto called DEA SA Derrick Brown as a witness. He testified to the facts outlined in the affidavit attached to the criminal complaint.

#### Findings

Having heard and considered the testimony of the SA Brown during the preliminary hearing and the sworn Affidavit/Complaint, the undersigned finds:

(1) There is probable cause to believe that there has been violations of 21 U.S.C. § 841(a)(1) and 846, conspiracy to distribute and to possess with intent to distribute 25 kilograms or more of cocaine, and 21 U.S.C. § 1326, re-entry of a previously removed alien without receiving permission

to re-enter, committed in the Eastern District of Tennessee.

(2) There is probable cause to believe the defendant committed the aforesaid offenses.

## Conclusions

## It is therefore ORDERED:

- (1) The defendant is held to answer the charges against him in the District Court.
- (2) The defendant's next appearance shall be before a U.S. Magistrate Judge at **10:00 a.m. on Wednesday, September 26, 2012.**

ENTER.

S / William B. Mitchell Carter

UNITED STATES MAGISTRATE JUDGE